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PLANNING COMMISSION RESOLUTION NO. 6340

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF CARLSBAD, CALIFORNIA, RECOMMENDING APPROVAL OF AN AMENDMENT TO THE CARLSBAD LOCAL COASTAL PROGRAM TO ADD TEXT TO THE LAND **PLANS** MELLO II **AND** USE OF THE **BATIQUITOS/SAMMIS PROPERTIES SEGMENTS** TO INCORPORATE REFERENCE THE **PONTO** TO BEACHFRONT VILLAGE VISION PLAN FOR PROPERTIES GENERALLY LOCATED BETWEEN CARLSBAD BOULEVARD AND THE SAN **DIEGO NORTHERN** RAILROAD, NORTH OF BATIQUITOS LAGOON AND SOUTH OF PONTO ROAD.

CASE NAME: PONTO BEACHFRONT VILLAGE VISION PLAN

CASE NO: LCPA 05-01

WHEREAS, California State law requires that the Local Coastal Program, General Plan, and Zoning designations for properties in the Coastal Zone be in conformance; and

WHEREAS, City of Carlsbad, "Applicant," has filed a verified application for an amendment to the Local Coastal Program designations regarding property described as

the areas known as the Ponto Beachfront Village Area generally located between Carlsbad Boulevard and the San Diego Northern Railroad, north of Batiquitos Lagoon and south of Ponto Road

("the Property"); and

WHEREAS, said verified application constitutes a request for a Local Coastal Program Amendment as shown on Exhibit LCPA 05-01 dated on the 5th and 19th days of September, 2007, attached hereto, as provided in Public Resources Code Section 30574 and Article 15 of Subchapter 8, Chapter 2, Division 5.5 of Title 14 of the California Code of Regulations of the California Coastal Commission Administrative Regulations; and

WHEREAS, the Planning Commission did on the **4th day of May 2005**, hold a duly noticed public hearing as prescribed by law to consider said request; and

WHEREAS, the Planning Commission did again on the 5th and 19th days of September, 2007, hold a duly noticed public hearing as prescribed by law to consider said request after preparation of an EIR for the project; and

WHEREAS, at said public hearings, upon hearing and considering all testimony and arguments, if any, of all persons desiring to be heard, said Commission considered all factors relating to the Local Coastal Program Amendment; and

WHEREAS, State Coastal Guidelines requires a six-week public review period for any amendment to the Local Coastal Program.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Planning Commission of the City of Carlsbad, as follows:

- A) That the foregoing recitations are true and correct.
- B) After a State mandated six week review period, starting on **August 17, 2007**, staff shall present to the City Council a summary of the comments received.
- C) That based on the evidence presented at the public hearing, the Commission **RECOMMENDS APPROVAL** of the **PONTO BEACHFRONT VILLAGE VISION PLAN LCPA 05-01** based on the following findings, and subject to the following conditions:

Findings:

- 1. That the proposed Local Coastal Program Amendment meets the requirements of, and is in conformity with, the policies of Chapter 3 of the Coastal Act and all applicable policies of the Land Use Plans of the Mello II and West Batiquitos Lagoon/Sammis Properties segments of the Carlsbad Local Coastal Program not being amended by this amendment, in that the Ponto Beachfront Village Vision Plan which is being incorporated into the Land Use Plan segments encourages enhanced public access and views, mixed use, including visitor/tourist-serving uses and a unique character of design.
- 2. That the proposed amendment requires all future development in the area to be consistent with the policies of the Coastal Act and the City's Local Coastal Program.

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1	PASSED, APPROVED, AND ADOPTED at a regular meeting to the Planning
2	Commission of the City of Carlsbad, held on the 19th day of September, 2007, by the following
3	vote, to wit:
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5	AYES: Chairperson Baker, Commissioners Boddy, Cardosa, Dominguez, Douglas, Montgomery, and Whitton
6	NOES:
7	ABSENT:
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9	ABSTAIN:
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12	Jac V Jah
13	JULIE BAKER, Chairperson CARLSBAD PLANNING COMMISSION
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15	ATTEST:
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17	DON NEU
18	Planning Director
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